



Attorney Docket Ref: 109905-139828

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Timothy R. Bratton.

Application No.: 09/505,486

Filed: Feb 16, 2000

For: Audio Delivery and Rendering
Method and Apparatus (amended))

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Examiner: Firmin Backer

Group Art Unit: 3621

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this date: July 15, 2005

Typed or Printed: Yvette L. Chiscaden

Signature: Yvette L. Chiscaden

BEST AVAILABLE COPY

RESUBMISSION AMENDMENT & RESPONSE

Dear Sir:

This communication is a resubmission of the communication submitted March 11, 2005, in response to the Office Action mailed October 15, 2004. Informalities noted 07/27/2005, SMORELOW, 00000004, 580352, Applicant's Amendment mailed July 6, 2005, have been remedied in Sale Ref: 00000004, JAF: 500393, 09505486, 01 FC:2202, 350.00, DA: 02 FC:2201, 350.00, DA: this resubmission. For the Examiner's convenience, the entire text of the previously submitted response is contained herein. Applicants respectfully request reconsideration of the above-captioned application in light of the following Amendments and Remarks.

Amendments to the Title on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims, which begins on page 3 of this paper.

Remarks begin on page 12 of this paper.

New independent claims 52, 55, 60, and 64 contain in substance the same limitations of claims 22, 30, 36 and 44; accordingly, for at least the same reason, patentable over Reitmeier.

New claims 50-51, 53-54, 56-59, 61-63, and 65-68 depend on claims 44, 52, 55, 60, and 64, respectively, incorporating their limitations correspondingly. Accordingly, for at least the same reasons, claims 50-51, 53-54, 56-59, 61-63, and 65-68 are also patentable over Reitmeier.

CONCLUSION

In light of the above amendments and remarks, Applicants submit Claims 22-25, 30-32, 35, 36-39, 44-46, 49, and 50-68 are in condition for allowance. Early issuance of Notice of Allowance is respectfully requested.

The Commissioner is hereby authorized to charge shortages or credit overpayments to Deposit Account No. 500393. A Fee Transmittal is enclosed in duplicate for fee processing purposes.

Respectfully submitted,
SCHWABE, WILLIAMSON & WYATT, P.C.

Dated: July 15, 2005



Al AuYeung
Registration No. 35,432

Pacwest Center, Suites 1900
1211 SW Fifth Avenue
Portland, Oregon 97204
Telephone: 503-796-2437

BEST AVAILABLE COPY

PATENT APPLICATION FEE DETERMINATION RECORD

Effective December 8, 2004

09/505,486

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)
TOTAL CLAIMS		
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	21 minus 20 = *	
INDEPENDENT CLAIMS	3 minus 3 = *	
MULTIPLE DEPENDENT CLAIM PRESENT <input type="checkbox"/>		

* If the difference in column 1 is less than zero, enter "0" in column 2

SMALL ENTITY
TYPE ☐

OR OTHER THAN
SMALL ENTITY

RATE	FEE
BASIC FEE	150.00
X\$ 25=	
X100=	
+180=	
TOTAL	

RATE	FEE
BASIC FEE	300.00
X\$50=	
X200=	
+360=	
TOTAL	

CLAIMS AS AMENDED - PART II

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	* 32	Minus ** 21	= 11
Independent	* 8	Minus *** 3	= 5
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

SMALL ENTITY

OR OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE
X\$ 25=	35.00
X100=	500.00
+180=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
X\$50=	
X200=	
+360=	
TOTAL ADDIT. FEE	

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDITIONAL FEE
X\$ 25=	
X100=	
+180=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
X\$50=	
X200=	
+360=	
TOTAL ADDIT. FEE	

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDITIONAL FEE
X\$ 25=	
X100=	
+180=	

RATE	ADDITIONAL FEE
X\$50=	
X200=	
+360=	

BEST AVAILABLE COPY